

1 Jeffrey Cereghino (SBN 099480)  
jbc@cereghinolaw.com  
2 CEREGHINO LAW GROUP  
649 Mission Street, 5<sup>th</sup> Floor  
3 San Francisco, California 94105  
Telephone: (415) 433-4949

4 *Attorneys for Plaintiff Jonathan Sapan*

5  
6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9

10 JONATHAN SAPAN,  
11 individually and on Behalf of All Others  
12 Similarly Situated

13 Plaintiff,

14 vs.

15 YELP, INC., a Delaware Corporation,  
16 Defendant.

Case No.: 3:17-cv-03240

**REQUEST TO SCHEDULE A CASE  
MANAGEMENT CONFERENCE**

1 Plaintiff Jonathan Sapan moves this Court schedule a Case Management Conference at  
 2 its earliest convenience. This Request is based on the attached Declaration of Jeffrey Cereghino  
 3 and the records on file herein.

#### 4 I. INTRODUCTION

5 Plaintiff, Jonathan Sapan, on behalf of himself and similarly situated putative class  
 6 members, requests that this Court scheduled a Case Management Conference. On September  
 7 30, 2020, this Court administratively closed this case pending resolution of the class  
 8 certification motion.

9 Plaintiff communicated with counsel for Defendant Yelp to suggest a joint request for a  
 10 CMC. That invitation was rejected. *See* Declaration of Jeffrey Cereghino (“JBC Decl”) ¶4.

11 The purpose of the CMC is simple: to ensure that the Court has all the information it  
 12 needs to rule upon the pending class certification motion, and to schedule any future events  
 13 which will allow counsel to adequately organize their calendars.

#### 14 II. PROCEDURAL STATUS

15 As previously stated, there is a pending class certification motion. The Court held a  
 16 hearing on February 7, 2019 to hear oral argument on the certification Motion (ECF docket no.  
 17 117). Following the hearing, the Court requested additional briefing from both parties (ECF  
 18 docket no. 118)

19 The parties completed the requested briefing and provided it to the Court on April 8,  
 20 2019.

21 On 9/30/2020 the parties received the following electronic order:

22 **ORDER. The case is administratively closed pending resolution of the class**  
 23 **certification motion. Signed by Judge James Donato on 9/30/2020. (This is a**  
 24 **text-only entry generated by the court. There is no document associated with**  
 25 **this entry.) \*\*\*Civil Case Administratively Closed. (jdlc2S, COURT STAFF) (Filed**  
 26 **on 9/30/2020)**  
 27

1 Plaintiff requests the Court re-open the case and set a status conference.  
2

3 Dated: April 14, 2021

By: /s/ Jeffrey Cereghino

4 Jeffrey Cereghino  
jbc@cereghinlaw.com  
5 CEREGHINO LAW GROUP  
6 649 Mission Street, 5<sup>th</sup> Floor  
San Francisco, California 94105  
Telephone: (415) 433-4949

7 *Attorneys for Plaintiff and the Proposed Class*  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27